

Attorney Docket No. 970659/LH

IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

Applicant(s): Takayuki KIJIMA et al

Serial No. : 08/961,408

Filed : October 30, 1997

For : ELECTRONIC IMAGING APPARATUS

Art Unit : 2612

Examiner : A. Moe

TERMINAL DISCLAIMER

Commissioner for Patents

S I R :

The owner of the 100% interest in the present application,  
namely the Assignee of record:

Assignee: OLYMPUS OPTICAL CO., LTD.

Assignment recorded on: March 3, 1998

Reel: 9017

Frame: 0877

hereby disclaims the terminal part of the term of any patent  
granted on the above-identified present application, which  
extends beyond the full statutory term (defined in 35 USC 154 to  
156) of any patent granted on commonly owned co-pending  
application:

Serial No. 09/009,768

Filing Date: January 20, 1998

CERTIFICATE OF MAILING

I hereby certify this  
correspondence is being  
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the date noted below.

*Barbara Villani*  
Barbara Villani

Dated: April 30, 2003

In the event that this Paper  
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The owner also hereby agrees that any patent granted on the above-identified present application shall be enforceable only for and during such period that such patent is commonly owned with said commonly owned co-pending application or any patent granted thereon.

In making the above disclaimer, there is no disclaimer of the terminal part of any patent granted on the above-identified present application that would extend to the expiration of the full statutory term (as defined in 35 USC 154 to 156) of any patent granted on said commonly owned co-pending application in the event that any such patent granted on said commonly owned co-pending application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a Court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued or is in any manner terminated prior to the expiration of its full statutory term.

This Agreement is to run with any patent granted on the above-identified present application and is to be binding upon the grantee, its successors or assigns.

The undersigned hereby states that he is an Attorney of Record in the above-identified application and has been authorized to sign this TERMINAL DISCLAIMER on behalf of the above-identified owner.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Apr. 30, 2003  
Dated: April 30, 2003

By: DA  
Attorney of Record: Douglas Holtz  
Reg. No.: 33,902

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